

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

TONY CHANNELL,)
Plaintiff,)
v.) CASE NO. 2:07-cv-1103-TFM
NUTRITION DISTRIBUTORS, LLC,)
d/b/a ANABOLIC XTREME, DESIGNER)
SUPPLEMENTS, INC., et al.,)
Defendants,)

SUGGESTION OF BANKRUPTCY

COMES NOW the Defendant, Designer Supplements, Inc., by and through counsel, and hereby notifies this Honorable Court of the recently-filed bankruptcy petition of co-defendant Anabolic Resources, LLC. A copy of said petition is attached hereto as Exhibit A. According to the attached petition, on January 2, 2008, Anabolic Resources, LLC, filed for Chapter 7 bankruptcy protection in the United States Bankruptcy Court in the District of Arizona.

Respectfully submitted this the 14th day of January, 2008.

/s/S. Anthony Higgins
Attorney for Defendant Designer
Supplements, Inc.

OF COUNSEL:
NIX HOLTSFORD GILLILAND HIGGINS & HITSON, P.C.
P. O. BOX 4128
Montgomery, Alabama 36103
Tel: 334-215-8585
Fax: 334-215-7101
email: thiggins@nixholtsford.com

CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of January, 2008, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following, and/or the same will be placed in the United States Mail to:

Roger Smith, III, Esq.
Beasley, Allen, Crow, Methvin, Portis & Miles
234 Commerce Street
Montgomery, AL 36104

David F. Miceli, Esq.
David F. Miceli, LLC
119 Maple Street, Suite 201
Carrollton, GA 30117

Kathy R. Davis, Esq.
Carr Allison
100 Vestavia Parkway
Birmingham, AL 35216

Nutrition Distribution, LLC
c/o Stephen M. Bonnell
2440 W. 12th Street, Suite 3
Tempe, AZ 85281

Anabolic Resources, LLC
c/o Richard Smith
2440 W. 12th Street, Suite 3
Tempe, AZ 85281

STG Investors, LLC
c/o Your Entity Solution, LLC
6628 Sky Pointe Drive, Suite 290
Las Vegas, NE 89131

/s/S. Anthony Higgins
OF COUNSEL

R1 (Q) (cial Ec am 1)(12/07)

**United States Bankruptcy Court
District of Arizona**

Voluntary Petition

1/02/08 3:40PM

ECF Date
DKTS

Voluntary Petition

United States Bankruptcy Court District of Arizona		Voluntary Petition																									
Name of Debtor (if individual, enter Last, First, Middle): Anabolic Resources, LLC		Name of Joint Debtor (Spouse) (Last, First, Middle): 																									
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): 		All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): 																									
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Street Address of Debtor (No. and Street, City, and State): 2440 West 12th Street, Suite 3 Tempe, AZ		Street Address of Joint Debtor (No. and Street, City, and State): 																									
ZIP Code 85281		ZIP Code 																									
County of Residence or of the Principal Place of Business: Maricopa		County of Residence or of the Principal Place of Business: 																									
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Location of Principal Assets of Business Debtor (if different from street address above): 																											
Type of Debtor (Form of Organization) (Check one box)		Nature of Business (Check one box)																									
<input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)		<input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other																									
Tax-Exempt Entity (Check box, if applicable)		Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box)																									
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B1 (Official Form 1)(12/07)

United States Bankruptcy Court District of Arizona		Voluntary Petition																			
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B1 (Official Form 1)(12/07)

Voluntary Petition <i>(This page must be completed and filed in every case)</i>		Name of Debtor(s): Anabolic Resources, LLC	
All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet)			
Location Where Filed: - None -	Case Number:	Date Filed:	
Location Where Filed:	Case Number:	Date Filed:	
Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet)			
Name of Debtor: - None -	Case Number:	Date Filed:	
District:	Relationship:	Judge:	
Exhibit A (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)		Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). X _____ Signature of Attorney for Debtor(s) (Date)	
Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? <input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition. <input checked="" type="checkbox"/> No.			
Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) <input type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: <input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.			
Information Regarding the Debtor - Venue (Check any applicable box)			
<input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. <input type="checkbox"/> Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.			
Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes)			
<input type="checkbox"/> Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) _____ (Name of landlord that obtained judgment) _____ (Address of landlord)			
<input type="checkbox"/> Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and <input type="checkbox"/> Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. <input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).			

B1 (Official Form 1)(12/07)

Voluntary Petition <i>(This page must be completed and filed in every case)</i>		Name of Debtor(s): Anabolic Resources, LLC
Signatures		
<p>Signature(s) of Debtor(s) (Individual/Joint)</p> <p>I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).</p> <p>I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p>		
<p>X</p> <p>Signature of Debtor</p>		<p>Signature of a Foreign Representative</p> <p>I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.</p> <p>(Check only one box.)</p> <p><input type="checkbox"/> I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.</p> <p><input type="checkbox"/> Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.</p>
<p>X</p> <p>Signature of Joint Debtor</p>		<p>X</p> <p>Signature of Foreign Representative</p>
<p>Telephone Number (If not represented by attorney)</p>		<p>Printed Name of Foreign Representative</p>
<p>Date</p>		<p>Date</p>
<p>Signature of Attorney*</p> <p><i>Sean P. O'Brien</i></p> <p>X <u>/s/ Sean P. O'Brien</u></p> <p>Signature of Attorney for Debtor(s)</p>		<p>Signature of Non-Attorney Bankruptcy Petition Preparer</p> <p>I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.</p>
<p>Sean P. O'Brien 010540</p> <p>Printed Name of Attorney for Debtor(s)</p>		<p>Printed Name and title, if any, of Bankruptcy Petition Preparer</p>
<p>Gust Rosenfeld, P.L.C.</p> <p>Firm Name</p> <p>201 East Washington Street</p> <p>Suite 800</p> <p>Phoenix, AZ 85004-2327</p>		<p>Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)</p>
<p>Address</p>		<p>Address</p>
<p>(602) 257-7422 Fax: (602) 340-1538</p> <p>Telephone Number</p> <p>January 2, 2008</p> <p>Date</p>		<p>Address</p>
<p>*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.</p>		<p>Date</p>
<p>Signature of Debtor (Corporation/Partnership)</p> <p>I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.</p> <p>The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p>		
<p>X <u>/s/ Steve Bonnell</u></p> <p>Signature of Authorized Individual</p> <p>Steve Bonnell</p> <p>Printed Name of Authorized Individual</p> <p>Member</p> <p>Title of Authorized Individual</p> <p>January 2, 2008</p> <p>Date</p>		
<p>If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.</p> <p><i>A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.</i></p>		

RESOLUTION OF ANABOLIC RESOURCES, LLC

January 2, 2008

The undersigned, being a Member of Anabolic Resources, LLC, an Arizona limited liability company ("Company"), does hereby adopt the following resolutions and declares them to be in full force and effect.

Chapter 7 Filing

WHEREAS, the Company has determined that it is in the best interests of the Company to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 7 of Title 7 of the United States Bankruptcy Code.

NOW, THEREFORE, BE IT RESOLVED, that the Member of the Company ("Authorized Officer"), and any member of the law firm of Gust Rosenfeld, P.L.C., are hereby authorized and directed to execute and deliver all documents necessary to effect the filing of a Chapter 7 voluntary bankruptcy case on behalf of the Company;

RESOLVED FURTHER, that the Authorized Officer is hereby authorized and directed to appear in all bankruptcy proceedings on behalf of the Company, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the Company in connection with such bankruptcy case;

RESOLVED FURTHER, that the Authorized Officer is hereby authorized and directed to employ the law firm of Gust Rosenfeld, P.L.C. and their members and associates to represent the Company in such bankruptcy case;

RESOLVED FURTHER, that the Authorized Officer and other persons appointed to act on the Company's behalf in connection with the bankruptcy filing, are hereby authorized and empowered by and on behalf of the Company and in its name, to execute and deliver all applications, certificates, agreements or any other instruments or documents or any amendments or supplements thereto and to do and to cause any and all other acts and things as they or any of them may deem necessary or appropriate to effectuate the purpose of the foregoing resolutions and the execution by such officer or officers or such documents shall conclusively establish their authority therefrom from the Company and the approval and ratification by the Company of such documents so executed and the actions so taken;

RESOLVED FURTHER, that any such action taken prior to the effective date of this Resolution by the Authorized Officer of the Company, or any of them, and other persons appointed to act on the Company's behalf in connection with the foregoing resolutions, are hereby ratified, confirmed and approved by the Company;

RESOLVED FURTHER, that the Authorized Officer of the Company be, and hereby is, authorized, empowered and directed to execute, deliver and perform on behalf of the Company such other documents, certificates and instruments and take such other actions as the Authorized

Officer shall approve as necessary or advisable in order to carry out the intent and purposes of the foregoing resolutions, such approval to be conclusively evidenced by the execution of any documents and/or agreements; and

RESOLVED FURTHER, that the Managing Member hereby adopts, as if fully set forth herein, the form of any and all resolutions required in connection with the matters set forth herein.

/s/ Steve Bonnell
Steve Bonnell, Member

United States Bankruptcy Court
District of Arizona

In re Anabolic Resources, LLC

Debtor(s)

Case No.

Chapter

7

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for Anabolic Resources, LLC in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

■ None [*Check if applicable*]

January 2, 2008

Date

/s/ Sean P. O'BrienSean P. O'Brien 010540

Signature of Attorney or Litigant
 Counsel for Anabolic Resources, LLC

Gust Rosenfeld, P.L.C.

201 East Washington Street
Suite 800
Phoenix, AZ 85004-2327
(602) 257-7422 Fax:(602) 340-1538

United States Bankruptcy Court
District of Arizona

In re Anabolic Resources, LLC Case No. _____
Debtor Chapter 7

DECLARATION OF COMPLIANCE WITH RULE 9009

The undersigned is the attorney for the debtor in this case.

The undersigned declares under penalty of perjury that the Schedules and Forms filed in this case for the debtor were computer generated using *Best Case Bankruptcy* and conform with those prescribed by Bankruptcy Rule 9009.

Date January 2, 2008

/s/ Sean P. O'Brien

Signature of attorney

Sean P. O'Brien 010540
Gust Rosenfeld, P.L.C.
201 East Washington Street
Suite 800
Phoenix, AZ 85004-2327
(602) 257-7422

United States Bankruptcy Court
District of Arizona

In re Anabolic Resources, LLC

Debtor(s)

Case No.
Chapter7

DESIGNATION OF AGENT

I hereby designate my attorney, whose signature, name, address, Bar No., telephone and fax numbers are set forth below, as my agent to receive service of process and service of all pleadings in all proceedings, including adversary actions and contested matters, pursuant to Bankruptcy Rule 7004(b)(8), in this Court arising in this case. This designation shall expire the 60th day after the latest of the following dates which may be applicable in this case: entry of Discharge of Debtor, the last date permitted for filing complaints objecting to discharge under 11 U.S.C. § 727 or dischargeability or debts under 11 U.S.C. § 523, or the date an order of confirmation of a Chapter 11 or Chapter 12 plan is entered.

January 2, 2008

Date

/s/ Steve BonnellDebtor/Title:
STEVE BONNELL/MEMBER/s/ Séan P. O'Brien

Attorney Signature

(Type Attorney Name, Address, Phone and Bar Number Below)

Séan P. O'Brien

Gust Rosenfeld, P.L.C.

201 E. Washington, Suite 800

Phoenix, AZ 85004-2327

(602) 257-7460 Fax: (602) 340-1538

Bar Number: 010540



Open New Bankruptcy Case

U.S. Bankruptcy Court

District of Arizona

Notice of Bankruptcy Case Filing

The following transaction was received from O'BRIEN, SEAN P. entered on 1/2/2008 at 4:29 PM AZ and filed on 1/2/2008

Case Name: ANABOLIC RESOURCES, LLC

Case Number: 2:08-bk-00032

Document Number: 1

Docket Text:

Chapter 7 Voluntary Petition, Schedules and Statements (except for those listed below). The mailing list of creditors if not uploaded when the petition was filed, must be uploaded no later than 5 calendar days from the date of the filing of the petition. Failure to timely upload the list of creditors, may result in dismissal of the case without further notice. Electronic Filing Declaration due 1/22/2008, Schedules A-J due 1/17/2008. Statement of Financial Affairs due 1/17/2008, filed by SEAN P. O'BRIEN of GUST ROSENFELD P.L.C. on behalf of ANABOLIC RESOURCES, LLC (O'BRIEN, SEAN)

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename: C:\Documents and Settings\para\Desktop\Bankruptcy\Petition.pdf

Electronic document Stamp:

[STAMP_bkecfStamp_ID=875559564 [Date=1/2/2008] [FileNumber=10756659-0]
[5341991492e27f6ceb44cb6a482c213370f37bff9af00edf44a5221ab30404cbf087
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